

**FILED**

MAR 28 2008

08-0630

MHP

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

3-11-08

To Clerk of the  
United States District Courts  
for Northern District of California  
450 Golden Gate Avenue Box 36060  
San Francisco CA 94102:

To whom it may concern: I am writing in regards to a application that I filed sometime in January 1-17-08 to be exact. Why I am writing is to let you know my address so that you can send me a copy that I completed all the paper work necessary for me to file a law suit. Thank you for your time

Sincerely  
Anthony Milla  
3-11-08

8

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983

3 Name Murillo Anthony

4 (Last) (First) (Initial)

5 Prisoner Number F60171 - 0W117

6 Institutional Address SOLEDAD STATE PRISON CORR'L TRAINING FACILITY XCE  
PO BOX 689 - 0W117  
SOLEDAD CA 93960

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA

11 ANTHONY MURILLO

12 (Enter the full name of plaintiff in this action.)

13 vs.

14 Case No. \_\_\_\_\_

15 (To be provided by the clerk of court)

16 B CURRY - WARDEN RES SUPERIOR

17 M. EVANS CORRECTIONAL COUNSELOR CCI AS4

18 ICC COMMITTEE MEMBER'S GORTZ A.W

19 A. KESTER FC (A)

20 (Enter the full name of the defendant(s) in this action.)

21 COMPLAINT UNDER THE  
22 CIVIL RIGHTS ACT,  
23 42 U.S.C §§ 1983

24 *All questions on this complaint form must be answered in order for your action to proceed..*

25 I. Exhaustion of Administrative Remedies

26 [Note: You must exhaust your administrative remedies before your claim can go  
27 forward. The court will dismiss any unexhausted claims.]

28 A. Place of present confinement SOLEDAD STATE PRISON  
P.O. Box 689 SOLEDAD CA 93960

B. Is there a grievance procedure in this institution?

29 YES  NO

30 C. Did you present the facts in your complaint for review through the grievance  
31 procedure?

32 YES  NO

33 D. If your answer is YES, list the appeal number and the date and result of the appeal at

each level of review. If you did not pursue a certain level of appeal, explain why.

1. Informal appeal 10-18-07 BY-PASS

2. First formal level 10-18-07 BY-PASS

3. Second formal level 12-13-07 BY PASS

4. Third formal level 12-24-07 SENT 602 OFF TO SACRAMENTO  
FOR THIRD LEVEL REVIEW

5. Is the last level to which you appealed the highest level of appeal available to you?

YES ( ) NO ( )

6. If you did not present your claim for review through the grievance procedure, explain  
why. ANTHONY MURILLO F60171-0W117 SOLEDAD STATE PRISON  
CORR'L TRAINING FACILITY - CE  
PO BOX 689 SOLEDAD CA 93960

7. A. Name

8. A. Write your name and your present address. Do the same for additional plaintiffs, if any.

9. A. Write the full name of each defendant, his or her official position, and his or her place of  
employment.

10. B CURRY / WARDEN RES / SUPERIOR M EVANS COUNSELOR CCI A.S.U  
G ORTIZ A.W. A KESTER F C(A) CHAIR PERSON W COHEN C.D.U  
ICL COMMITTEE MEMBER'S

1

2

3

4 III. Statement of Claim

5 State here as briefly as possible the facts of your case. Be sure to describe how each  
6 defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any  
7 cases or statutes. If you have more than one claim, each claim should be set forth in a separate  
8 numbered paragraph.

9 ON 7-31-07 WAS PLACED IN SOLEDAD STATE PRISON AD-566  
10 DUE TO SAFETY CONCERN FOR A SO CALLED "R" suffix THAT WAS  
11 MIS-INTERPRETED ON 11-24-04 I WAS VIOLATED OF PAROLE  
12 FOR THESE 8 CHARGES/ABSCONDING, 2 USE OF COCAINE 3 SODOMY  
13 AT R.P.T HEARING I WAS APPOINTED AN ATTORNEY FOR MY HEARING  
14 I PLEADED GUILTY ON THESE TWO CHARGES ABSCONDING,  
15 USE OF COCAINE. THE SODOMY CHARGE WAS DROPPED BECAUSE  
16 OF THESE FACTS NO POLICE REPORT, NO MEDICAL REPORT,  
17 AND NO WITNESS THAT IS WHY THE CHARGE WAS DROPPED  
18 SENSE THEN I AM HEAR ON A NEW NUMBER I WAS CHARGED  
19 WITH G.T.A THE COURTS GAVE ME 3 WITH HALF NOW I ALSO  
20 HAVE A "R" suffix ADDED TO MY FILES WHICH WAS ADDED  
21 WHEN I CAME BACK TO PRISON 3 YEARS LATER

22 IV. Relief

23 Your complaint cannot go forward unless you request specific relief. State briefly exactly what  
24 you want the court to do for you. Make no legal arguments; cite no cases or statutes.

25 WOULD LIKE A THOROUGH INVESTIGATION DONE ON MY R.P.T  
26 HEARING AND THAT THIS ALLEGED SO CALLED SODOMY CHARGE  
27 BE EXCLUDED FROM MY C-FILE ALSO THAT M EVANS  
28 COUNSELOR CCI ASU

1 BE HELD LIABLE FOR NOT DOING A THOROUGH INVESTIGATION  
2 GOING ON FACTS AND NOT FINDING OF I.P.T HEARING  
3 THAT COULD COST ME MY LIFE WITH "R" SUFFIX ON MY FILE.

4 I declare under penalty of perjury that the foregoing is true and correct.

5  
6 Signed this 17 day of Jan, 2008

7  
8 Anthony Marillo  
9 (Plaintiff's signature)

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Anthony Munoz  
2201 Westmoreland  
Sacramento, CA, 95819

95833

SACRAMENTO, CA 95819  
27 MAR 2008 FM 3 L  
John Adams,  
Pro bono attorney

RECEIVED



Attn: Clerk of the United States  
District Court  
Northern District  
450 Golden Avenue Box 36  
Sacramento, CA 94102

RECEIVED  
MAR 28 PM 1:20  
RICHARDSON, BIRKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JW